

**MINUTES OF A MEETING
OF THE
BUILDING BOARD OF APPEALS
OF THE
TOWN OF BUENA VISTA, COLORADO
October 27, 2009**

CALL TO ORDER

A meeting of the Building Board of Appeals was called to order at 6:31 PM, Tuesday, October 27, 2009, at the Buena Vista Community Center, Pinon Room, 715 E. Main Street, Buena Vista, Colorado by Mayor Cara Russell. Present were Trustees Robert Flint, Keith Baker, Norm Nyberg, Duff Lacy, Brett Mitchell, Joel Benson, Town Administrator Sue Boyd, Town Attorney Lee Phillips, Town Planner Shannon Haydin and Town Clerk Diane Spomer. Trustee Nyberg was absent.

ROLL CALL

Town Clerk Spomer proceeded with the roll call and declared a quorum.

Motion #1 by Trustee Flint, seconded by Trustee Mitchell, to adopt the agenda as presented. Motion carried.

NEW BUSINESS

APPROVAL OF THE JUNE 9, 2009 MINUTES

Trustee Baker felt it would be useful for the minutes to be e-mailed before the meeting for review. Attorney Phillips noted several municipalities he represents schedule a Board of Appeals meeting prior to their next Board meeting solely to approve the minutes. Council requested the minutes be prepared for approval prior to the next Trustees meeting.

Motion #2 by Trustee Baker, seconded by Trustee Mitchell, to approve the minutes of June 9, 2009. Motion carried.

PUBLIC HEARING – TO CONSIDER A REQUEST FROM MICHAEL GHELETA FOR AN APPEAL OF AN ADMINISTRATIVE DECISION BY THE BUILDING OFFICIAL PURSUANT TO SECTION 18-3 OF THE BUENA VISTA MUNICIPAL CODE

Mayor Russell opened the Public Hearing on the request to hear an appeal from Michael Gheleta of an administrative decision by the Building Official relating to allow a handrail at 102 South Colorado Avenue at 6:34 PM.

Michael Gheleta was not present and Attorney Phillips referenced Section 18-3 (b) of the Municipal Code which provides "absent good and just cause, failure of the appellant to appear at the hearing shall constitute an abandonment of the appeal and no further proceedings shall be had thereon". Mayor Russell stated that the applicant was not present and the appeal is abandoned.

ADJOURNMENT

Motion #3 by Trustee Benson, seconded by Trustee Mitchell, noting that there being no further business to come before the Board declared that the meeting be adjourned at 6:37 PM. Motion carried.

Respectfully submitted:



Mayor, Cara Russell



Town Clerk, Diane Spomer